THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.12106 of 1997

Dated:23.3.2007

Between
B.V.Sanyasi Rao

.....Petitioner

and

1.The General Manager (IA)
Girijan Cooperative Corporation
Limited, Visakhapatnam,
Visakhapatnam District and
Another.

…Respondents

THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.12106 of 1997

ORDER:

This writ petition is filed seeking to declare the action of the respondents in ordering recovery of amount, which was already recovered from the petitioner, and calculating the interest for the delayed period of 4 ½ years in implementing the orders of the Co-operative Sub Registrar, Visakhapatnam, dated 23.1.1990 *vide* impugned orders in Rc.No.113/96/IA I, dated 28.1.1997 as arbitrary and illegal.

It appears that in view of the deficits in DRs godown, where the petitioner was working as a Godown Clerk during the relevant period, enquiry was conducted and recovery of an amount of Rs.23,434.17ps was ordered. Therefore, the impugned order was passed

effecting recovery of an amount of Rs.976.45ps towards principal and Rs.559.82ps towards interest per month from the petitioner's salary from February 1997 onwards till the recovery of the entire amount of Rs.23,434.17ps under Principal and Rs.13,435.74ps towards interest.

During pendency of the writ petition, no stay has been granted by this Court. Therefore, due to efflux of time, the cause in the writ petition does not survive for adjudication and it is liable to be dismissed.

Writ petition is accordingly dismissed. No costs.

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23.03.2007

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